

JS-3541

EV018409745US

Declaration and Power of Attorney
for Patent Application

ATTORNEY'S DOCKET NO.
P 1379

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

the specification of which is attached hereto.

was filed on _____
Application Serial No. _____
and was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) (Number/Country/Date Filed/Priority Claims: Yes/No)

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application (list application Serial No./Filing Date/Status):

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

F. David LaRiviere
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Noel B. Hammond
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or 1st or joint inventor: Shih-Kwang Wu

Inventor's Signature: Shih-Kwang Wu
 Residence: 102, Lane 169, Kang-Ning St., Shih-chih, Taipei, Taiwan, R.O.C.
 Post Office Address: Same as above

Dated: Nov. 12. 2001
 Citizenship: R.O.C.

Full name of 2nd or joint inventor: Ting-Gung Chang

Inventor's Signature: Ting-Gung Chang
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Full name of 3rd or joint inventor: Chin-Lu Tseng

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Full name of 4th or joint inventor: Li-Jung Chen

Inventor's Signature: Li-Jung Chen
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Full name of 5th or joint inventor: Kae-Shyang Shih

Inventor's Signature: Kae-Shyang Shih
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 Post Office Address: Same as above

Dated: Nov. 12. 2001
 Citizenship: R.O.C.

INSTRUCTIONS

U5-344

NONPROFIT ORGANIZATIONVERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION

Insert
name.
address

I hereby declare I am an official empowered to act on behalf of the nonprofit organization identified below:

➤ Name of Organization: DEVELOPMENT CENTER FOR BIOTECHNOLOGY
Address of Organization: 81 CHANG HSING STREET, TAIPEI, TAIWAN, R.O.C.

Check one

Type of Organization: _____

➤ a) () University or other institution of higher education
b) () Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c)(3))
c) () Nonprofit scientific or educational under statute of state of the United States of America—
(name of state _____) (citation of statute _____)
d) (x) Would qualify as tax exempt under Internal Revenue Service Code (26 USC 501(a) and
501(c)(3)) if located in the United States of America
e) () Would qualify as nonprofit scientific or educational under statute of state of the United
States of America if located in the United States of America—(name of state
_____) (citation of statute _____)

Insert
Title of
application.
inventors

I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title

35, United States Code, in regard to the invention, entitled _____

Check one.
If in (a)
check (b)
or (c)

➤ Chang, Chin-Lu Tseng, Li-Jung Chen & Kae-Shyang Shih _____ by inventor(s) Shih-Kwang Wu, Ting-Gung described in
a) (x) the specification filed herewith.

➤ b) () application serial no. _____, filed _____.

➤ c) () patent no. _____, issued _____.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

Insert
co-owners.
if any, and
check (a),
(b) or (c)

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c), if that person had made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

➤ NAME _____
ADDRESS _____
a) () INDIVIDUAL b) () SMALL BUSINESS CONCERN c) () NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____
a) () INDIVIDUAL b) () SMALL BUSINESS CONCERN c) () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereof, or any patent to which this verified statement is directed.

Insert
Sign and
date

➤ NAME Tse Wen Chang
TITLE President
ADDRESS 81 CHANG HSING STREET, TAIPEI, TAIWAN, R.O.C.
➤ SIGNATURE [Signature] DATE Nov. 13, 2001